

**RESOLUTION NO. 75073**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE  
MAKING CERTAIN DETERMINATIONS REGARDING THE  
EXPENDITURE OF REDEVELOPMENT AGENCY FUNDS FOR  
CERTAIN PUBLIC IMPROVEMENTS IN THE STRONG  
NEIGHBORHOODS INITIATIVE REDEVELOPMENT PROJECT AREA  
AND THE JAPANTOWN NEIGHBORHOOD BUSINESS DISTRICT**

**WHEREAS**, Section 33445 of the California Health and Safety Code authorizes a redevelopment agency, with the consent of the legislative body, to pay for the costs of certain public improvements if the legislative body determines that: 1) the public improvements benefit the project area; 2) no other reasonable means of financing the improvements are available to the community, and 3) payment for the improvements will assist in the elimination of blight in the project area and is consistent with the implementation plan; and

**WHEREAS**, the Council has received and considered that certain memorandum entitled "Determinations Regarding Funds Transferred to the City for Public Improvement Project" from the Neighborhood Team Manager of the Redevelopment Agency of the City of San José to the City's Capital Budget coordinator, dated April 21, 2009 which includes a discussion of certain public improvements in the Strong Neighborhoods Initiative Redevelopment Project Area and the Japantown Neighborhood Business District (collectively, the "Project Area"); and

**WHEREAS**, the Project Area was created pursuant to the provisions of the California Community Redevelopment Law (California Health and Safety Code Sections 33000, *et. seq.*) and the adoption of a redevelopment plan; and

**WHEREAS**, in connection with the adoption of the redevelopment plan, the Redevelopment Agency has determined that blighting conditions exist within the Project Area and that the implementation of various public improvements is an element of the redevelopment plan; and

**WHEREAS**, the implementation plan for the Project Area includes the conversion of Julian and St. James Streets from one-way streets to two-way streets with one travel lane in each direction; traffic calming measures and enhancements for the Hensley Historic District – SJSU to Japantown; and the installation of embossed crosswalk at the Fourth and Jackson Streets intersection for the Jackson Street: Light Rail Train Station to Japantown (PSM 582); and

**WHEREAS**, the improvements referenced in the April 21, 2009 Memorandum are intended to accomplish the goal of eliminating blight within the Project Area by improving the pedestrian environment and traffic safety enhancements along the pedestrian and traffic corridors, improving the environment for pedestrian, bicycle, and vehicular traffic while minimizing congestion, and upgrading the area's appearance; and

**WHEREAS**, the City's capital budget does not include funding for these public improvements and there are no other reasonable means of financing the project;

**NOW THEREFORE BE IT RESOLVED** BY THE CITY COUNCIL OF THE CITY OF SAN JOSE:

- A. The City Council hereby determines, based upon the information contained in the Memorandum from the Neighborhood Team Manager dated April 21, 2009 that Redevelopment Agency funding of converting one-way couplets to two-way streets, installing traffic calming devices, and improving the pedestrian environment:
1. Will benefit the impacted Redevelopment Project Area; and
  2. Cannot be reasonably funded by other means; and
  3. Will assist in the elimination of blight in the Project Area by improving the environment for pedestrian, bicycle, and vehicular traffic while minimizing congestion and upgrading the area's appearance; and
  4. Is consistent with the implementation plan for the Project Area.
- B. The City Council hereby consents to the Redevelopment Agency's funding of those public improvements.

**ADOPTED** this 4<sup>th</sup> day of August 2009, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,  
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk